

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
BOARD MEETING

December 11, 2008

GENERAL SESSION AGENDA



HAPPY HOLIDAYS!

1. **Review, approval of Agenda.**
2. **Review, approval of Board Minutes of last two meetings (October 9th and November 13th).**
3. **The Board will conduct a discussion/interview (20 minutes max.) with the following three (3) Supervising Chiropractic applicants to ascertain their qualification for certification as Supervising Chiropractors (script attached).**
 - a) Randy Hallman, D.C.
 - b) Zach Vahldick, D.C.
 - c) Paul F. Zell, D.C.
4. **Review of Administrative Staff Issues, Mr. Christopher Kelter, Deputy Director:**
 - a) Update on the Board massage renewals; also “amnesty” for CEUs and/or late fees
 - b) Update on Budget/Personnel
5. **Requests for trade name approval:**
 - a) *Park Avenue Therapy* – Enid Cruise, D.C.
 - b) *Pinnacle Therapy Centers – Chiropractic & Rehabilitation* – Shou Liu, D.C.
 - c) *Pow-her Chiropractic LLC* – Cheryl Lee-Pow, D.C.
6. **Issue of specialization advertising – Carmel Dekel, D.C., DICCP**
7. **Petition: Scope of Practice – Internal Massage.**
8. **Massage Regulations Revision.**
9. **FYI – Miscellaneous correspondence for review/discussion.**

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
MINUTES - GENERAL SESSION

December 11, 2008

Members Present

Duane R. Sadula, D.C., Board President
Kay B. O'Hara, D.C., Board Vice-President
Margaret Renzetti, D.C., Board Secretary/Treasurer
Stephanie J. Chaney, D.C.
Marc M. Gamerman, D.C.
Issie L. Shelton Jenkins, Consumer

Member Absent

Mary Anne Frizzera-Hucek, Consumer

Non-Members Present

J.J. Vallone, Executive Director
Christopher J. Kelter, Deputy Director
Grant D. Gerber, Esq., Board Counsel
David Ford, Board Investigator
Maria Ware, Office Manager/Supervisor
The Hon. Senator Paula Hollinger
Sharon Bloom, Senator Hollinger's Assistant
Danielle Gonnelli, Compliance Analyst
Karen Biagiotti, LMT

Dr. Kay O'Hara called the meeting to order at 10:30 A.M.

Review of Agenda and Minutes

The December 11th Agenda was amended as follows: 1) add no. 7, "Petition: Scope of Practice – Internal Massage"; and 2) add no. 8, "Massage Regulations Revision." Dr. Gamerman motioned to accept the amended Agenda; Dr. Chaney seconded, and the motion was unanimously voted.

The October 9th Minutes were approved as drafted. Dr. Chaney motioned to accept the Minutes; Ms. Jenkins seconded, and the motion was unanimously voted.

The November 13th Minutes were amended as follows: 1) page 2, under "Request for Trade Name – R. Todd Winebrenner, D.C.," add his name/D.C. to requested trade name; and 2) page 3, under "Prospective Regulatory Changes," reword (a) to read "fees for multiple massage and chiropractic trade name requests." Dr. Chaney motioned to accept the amended Minutes; Dr. Gamerman seconded, and the motion was unanimously voted.

Scheduled Discussion/Interview of Supervising Chiropractic Applicants

The following three (3) chiropractors appeared today before the Board seeking supervising chiropractic status: a) Randy Hallman, D.C.; b) Zach Vahldick, D.C.; and c) Paul F. Zell, D.C.

Review of Administrative Staff Issues, Mr. J.J. Vallone, Executive Director

- Update on the 2008-2010 Massage Renewals: As of December, the Board has received 2,518 active renewals, 339 inactive, and 59 non-renewed forms. Approximately 650 RMPs/LMTs have not notified the Board of their intentions to renew or not renew. In order to decrease this number and generate funds, the Board will establish an “amnesty” program, which basically waives the late fees for non-respondents and gives them additional time to obtain their CEUs. Ms. Danielle Gonnelli will assist with this effort.
- Update on Budget/Personnel: The State has instituted voluntary furloughs as follows: those employees who make less than \$30,000 will lose 2 days, employees who make between \$30-60,000 will lose 4 days, and employees who make over \$60,000 will lose 5 days. Further information will be distributed before the end of the year.

Request for Trade Name Approval – Enid Cruise, D.C.

Dr. Cruise requests Board approval to use the trade name “Park Avenue Therapy” in her practice. The Board determined that the trade name does not identify the practice as chiropractic. Dr. O’Hara made a motion to deny the trade name; Dr. Chaney seconded, and the motion was unanimously voted. Dr. Cruise will be notified that she may re-apply according to the Board’s guidelines.

Request for Trade Name Approval – Shou Liu, D.C.

Dr. Liu requests Board approval to use the trade name “Pinnacle Therapy Centers – Chiropractic & Rehabilitation” in his practice. Dr. O’Hara made a motion to approve the trade name; Ms. Jenkins seconded, and the motion was unanimously voted.

Request for Trade Name Approval – Cheryl Lee-Pow, D.C.

Dr. Lee-Pow requests Board approval to use the trade name “Pow-her Chiropractic LLC” in her practice. Dr. Chaney made a motion to approve the trade name; Dr. O’Hara seconded, and the motion was unanimously voted.

Issue of Specialization Advertising – Carmel Dekel, D.C., DICCP

Dr. Carmel completed the ICA/Palmer Diplomate in Clinical Chiropractic Pediatrics and requests approval to use the title and specialization (DICCP) in her advertising. The Board reviewed the five (5) potential titles and approves, as follows: “Board Certified Diplomate in Clinical Chiropractic Pediatrics,” “Specializing in the Care of Pregnant Women and Children (*add chiropractic*),” “Caring for the Special Needs of Pregnant Women and Children (*add chiropractic*),” and “Board Certified Diplomate in Chiropractic Pediatrics and Perinatal Care.” Ms. Jenkins made a motion to approve the use of the aforementioned titles with modifications; Dr. Chaney seconded, and the motion was voted by 4. Dr. Gamerman opposed. Dr. Renzetti abstained.

Petition: Scope of Practice – Internal Massage

Ms. Beverly Hamilton, LMT, petitions the Board for approval to perform trans-vaginal massage to remove and/or release post-operative adhesions on the internal surface of a patient's abdominal wall. Upon discussion, the Board determined that there is no law/regulation that specifically permits or prohibits the proposed treatment with respect to scope of practice, and motioned to approve, with the provisions: 1) a witness is in the room during treatment; 2) the patient signs a written informed consent form; and 3) the LMT consults with her professional liability insurance carrier regarding coverage of the proposed treatment. Dr. Chaney supported the motion; Dr. O'Hara seconded, and the motion was unanimously voted.

Massage Regulations Revision

Massage Regulations containing proposed technical revisions will be submitted to Ms. Robin Bailey, Regulations/Legislation Coordinator. Ms. Jenkins made a motion to approve the proposed technical revisions and to submit to Ms. Bailey; Dr. Chaney seconded, and the motion was unanimously voted. In July 2009, the Board will make substantive revisions to the Regulations.

Upon motion by Dr. O'Hara, seconded by Dr. Renzetti, the Board unanimously voted to adjourn the General Session at 11:30 A.M.

Respectfully Submitted:

*to Dr. Renzetti, Duane F. Ashida, D.C.
President.*

**Margaret Renzetti, D.C.
Board Secretary/Treasurer**